

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

7 RONALD D. ABRAM, II,)
8 Plaintiff,)
9 v.)
10 LINDA BELL,)
11 Defendant.)
12 _____)
Case No. 2:16-cv-02050-GMN-CWH

REPORT & RECOMMENDATION

13 Plaintiff, who is a prisoner in the custody of the Nevada Department of Corrections,
14 submitted a civil rights complaint under 42 U.S.C. § 1983. (Compl. (ECF No. 1).) Plaintiff did not
15 pay the filing fee for this matter or file an application to proceed *in forma pauperis*. On September
16 1, 2016, the court ordered Plaintiff to file an application to proceed *in forma pauperis* or to pay the
17 \$400 filing fee within 30 days from the date of the court's order. (Order (ECF No. 2).) The court
18 advised Plaintiff that failure to comply with the order would result in a recommendation that his case
19 be dismissed. (*Id.*) Given that more than 30 days have passed and that Plaintiff has not filed an
20 application to proceed *in forma pauperis* or paid the filing fee, the court will recommend that
21 Plaintiff's case be dismissed without prejudice.

22 IT IS THEREFORE RECOMMENDED that Plaintiff Ronald D. Abram II's case be
23 dismissed without prejudice.

NOTICE

25 This report and recommendation is submitted to the United States district judge assigned to
26 this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation may
27 file a written objection supported by points and authorities within fourteen days of being served with
28 this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely objection may waive

1 the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153, 1157 (9th Cir. 1991).

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3 DATED: October 19, 2016

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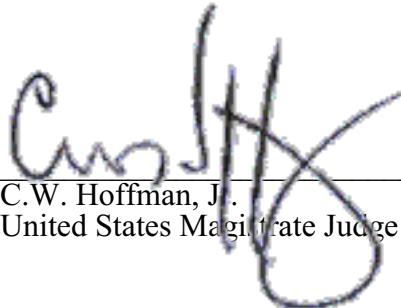
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C.W. Hoffman, Jr.
United States Magistrate Judge